

PUBLIC NOTICE OF INTENT TO PROPOSE OR PROMULGATE NEW OR CHANGED AGENCY RULES

The following agencies of the state of Idaho have published the complete text and all related, pertinent information concerning their intent to change or make the following rules in the new issue of the state Administrative Bulletin.

IDAPA 07 - DIVISION OF BUILDING SAFETY

P.O. Box 83720, Boise, ID 83720-0048

Docket No. **07-0102-9801**, Rules Governing Fees for Electrical Inspection. Adjusts fees to be equitable to all users, simplifies application of fees and provides adequate revenue to cover cost of electrical inspections. Comment By: 9-23-98.

IDAPA 08 - DEPARTMENT OF EDUCATION

P.O. Box 83720, Boise, ID 83270-0027

Docket No. **08-0202-9802**, Rules Governing Uniformity. Adopts specific teacher endorsements/certification criteria for teaching in several subject areas. Comment By: 9-23-98.

IDAPA 09 - DEPARTMENT OF LABOR

317 Main St., Boise, ID 83735

Docket No. **09-0130-9803**, Rules of the Benefits Bureau. Informs employers how to file separation information when requested, the deadline for filing the information, and how an employer can appeal a determination that the information was not filed on time. Comment By: 9-23-98.

Docket No. **09-0140-9801**, Rules of the Job Training Partnership Act. Provides that grantees must comply with most recent edition of the Procurement Guide, and updates name of Department and Bureau. Comment By: 9-23-98.

IDAPA 10 -- BOARD OF PROFESSIONAL ENGINEERS AND PROFESSIONAL LAND SURVEYORS

600 S. Orchard, Suite A, Boise, ID 83705-1242

Docket No. **10-0102-9801**, Rules of Professional Responsibility. Requires that persons licensed to practice professional land surveying in Idaho acknowledge their responsibility to comply with requirements of continuing professional competency. Comment By: 9-23-98.

Docket No. **10-0104-9801**, Rules of Continuing Professional Development. Makes continuing professional development a condition of renewal for persons licensed to practice professional land surveying in Idaho. Comment By: 9-23-98.

IDAPA 11 - DEPARTMENT OF LAW ENFORCEMENT

P.O. Box 700, Meridian, ID 83680-0700

Docket No. **11-1003-9801**, Rules Governing the Sex Offender Registry. Implements procedures governing the operation of and access to the sex offender central registry pursuant to Title 18, Chapter 83, Idaho Code. Comment By: 9-23-98.

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE

P.O. Box 83720, Boise, ID 83720-0036

Docket No. **16-0101-9803**, Rules Governing the Control of Air Pollution in Idaho. Incorporates by reference federal regulations revised as of July 1, 1998, and corrects Sections 600 and 612 regarding open burning. Comment By: 10-7-98.

Docket No. **16-0105-9801**, Rules and Standards for Hazardous Waste. Updates rules to conform to changes in federal regulations and Idaho law governing hazardous waste management; implements amendments to the public records act to ensure compliance with the public disclosure and confidentiality requirements. Comment By: 9-23-98.

IDAPA 17 - INDUSTRIAL COMMISSION

P.O. Box 83720, Boise, ID 83720-0041

Docket No. **17-0602-9801**, Boiler and Pressure Vessel Safety Rules - Administration. Updates incorporations by reference to conform with changes to national codes. Comment By: 9-23-98.

Docket No. **17-0702-9801**, Safety Standards for Elevators and Escalators - Administration. Updates incorporations by reference to conform with changes to national codes. Comment By: 9-23-98.

The following chapters, IDAPA 17, Title 08, Chapters 01 -- 16, "Minimum Safety Standards and Practices for Logging," are being repealed in their entirety as OSHA has adopted safety standards for logging operations. Comment By: 9-23-98. Docket Nos. **17-0801-9801**, General Provisions; **17-0802-9801**, Health, Safety, and Sanitation; **17-0803-9801**, Explosives and Blasting; **17-0804-9801**, Garages, Machine Shops, and Related Work Areas; **17-0805-9801**, Signals and Signal Systems; **17-0806-9801**, Truck Road Standards; **17-0807-9801**, Transportation of Employees; **17-0808-9801**, Falling and Bucking; **17-0809-9801**, Rigging, Lines, Blocks, and Shackles; **17-0810-9801**, Canopy and Canopy Construction for Logging Equipment; **17-0811-9801**, Skidding and Yarding; **17-0812-9801**, Road Transportation; **17-0813-9801**, Log Dumps, Landing, Log Handling Equipment, Loading and Unloading Booms, Log Ponds, Rafting, Towing, Stiff Booms, Boom Sticks and Foot Logs, Pond Boats and Tow Boats and Trailer Loading Hoists; **17-0814-9801**, Helicopter Logging; **17-0815-9801**, Commonly Used Logging Terms; **17-0816-9801**, Recommended Safety Programs.

IDAPA 35 - STATE TAX COMMISSION P.O. Box 36, Boise, ID 83722

Docket No. **35-0101-9801**, Income Tax Administrative Rules. Numerous changes made to conform to recently enacted 1998 statutory changes; clarifies zero standard deduction for nonresident aliens; changes time frame for turning in wood stoves to qualify for deduction; incorporates credit for elderly or developmentally disabled into household deduction and clarifies definition of family member and amount of credit to allowed for fractions of years; clarifies how to calculate the Idaho net operating loss when indebtedness is discharged in bankruptcy; allows taxpayer to propose an alternative method if allocation and apportionment method does not fairly represent extent of business activity of a sole proprietorship; addresses income from intangible property; deletes old language. Comment By: 9-23-98.

Docket No. **35-0103-9802**, Property Tax Administrative Rules. Expands exemption of intangible personal property and includes taxpayer selected options for determining the value of such exempt property for operating property companies. Comment By: 9-23-98.

Docket No. **35-0103-9803**, Property Tax Administrative Rules. Numerous changes made to conform to recently enacted 1998 statutory changes. Comment By: 9-23-98.

Docket No. **35-0103-9804**, Property Tax Administrative Rules. Clarifies and reorganizes existing operating property rules to reflect current procedures and terminology. Comment By: 9-23-98

Docket No. **35-0105-9801**, Motor Fuel Tax Administrative Rules. Conforms to H.B. 580 for imposing transfer fee on a fuel distributor; corrects exemption from transfer fee when a distributor sells to a railroad; defines products subject to the transfer; and corrects cross references. Comment By: 9-23-98.

Docket No. **35-0105-9802**, Motor Fuel Tax Administrative Rules. Numerous changes made to conform to recently enacted 1998 statutory changes; and deletes inconsistent language. Comment By: 9-23-98.

Docket No. **35-0201-9801**, Administration and Enforcement Rules. Allows the State to accept electronically filed returns and requires that a state agency adopt rules regarding acceptance of an electronic signature; adds "personal identification number" to the list of items that constitute a signature when transmitted as an electronically filed return by the taxpayer or at the taxpayer's direction; clarifies requirements of a valid return; and provides taxpayers with information required for filing returns electronically. Comment By: 9-23-98.

IDAPA 39 - IDAHO DEPARTMENT OF TRANSPORTATION P O Box 7129, Boise ID 83707-1129

Docket No. **39-0301-9802**, Rules Governing Permitted Overlegal Vehicles and/or Loads. Rewrite of chapter replaces current rules, IDAPA 39, Title 03, Chapter 01 - 25, in the form of a permit conditions manual. Comment By: 9-23-98.

The following chapters, IDAPA 39, Title 03, Chapters 01 - 25, are being repealed in their entirety. Comment By: 9-23-98. Docket Nos. **39-0301-9801**, Rules Governing Definitions; **39-0305-9801**, Rules Governing Variable Load Suspension Axles; **39-0306-9801**, Rules Governing Allowable Vehicle Size; **39-0307-9801**, Rules Governing Restricted Routes for Semitrailers; **39-0308-9801**, Rules Governing Prequalifications of Variable Load Suspension Axles and Other Auxiliary Axles; **39-0309-9801**, Rules Governing Special Permits - General Conditions and Requirements; **39-0310-9801**, Rules Governing When Special Permit Is Required; **39-0311-9801**, Rules Governing Special Permittee Responsibility and Travel Restrictions; **39-0312-9801**, Rules Governing Safety Requirements of Special Permit; **39-0313-9801**, Rules Governing Overweight Permits; **39-0314-9801**, Rules Governing Policy During Spring Breakup Season; **39-0315-9801**, Rules Governing Interstate Excess Weight Permits; **39-0316-9801**, Rules Governing Oversize Permits; **39-0317-9801**, Rules Governing Oversize Permits for Mobile/Modular Homes; **39-0318-9801**, Rules Governing Special Permits for Relocation of Buildings or Houses; **39-0319-9801**, Rules Governing Annual Special Permits; **39-0320-9801**, Rules Governing Application for Special Permit; **39-0321-9801**, Rules Governing Special Permit Fees; **39-0322-9801**, Rules Governing Special Permits for Extra-Length Vehicle Combinations; **39-0323-9801**, Rules Governing Revocation of Special Permits; **39-0324-9801**, Rules Governing Self-Propelled Snowplows; **39-0325-9801**, Rules Governing Lights on Snow Removal Equipment;

Docket No. **39-0343-9801**, Rules Governing Utilities on State Highway Right of Way. Corrects reference as amended and redesignated, effective July 1, 1993; and corrects references to position titles where appropriate. Comment By: 9-23-98.

PUBLIC HEARINGS - Public Hearings have been scheduled for the following dockets:

Department of Health and Welfare

Docket No. **16-0101-9803**, Rules for the Control of Air Pollution in Idaho.

Please refer to the Idaho Administrative Bulletin, **September 2, 1998, Volume 98-9** for notices and text of all rule-makings, public hearing schedules, governor's executives orders, and agency contact names.

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